

CITY OF LINCOLN/LANCASTER COUNTY

CONTRACT AWARD NOTIFICATION

SPECIFICATION NO.06-063

**ANNUAL REQUIREMENTS FOR LIQUID FERROUS
CHLORIDE**

DATE: March 23, 2006

CONTRACT PERIOD: April 1,2006 thru March 31, 2007

CONTRACTOR: Kemiron Companies Inc
3211 Clinton Pkwy Ct.
Lawrence KS 66047

PURCHASING DIVISION
K-STREET COMPLEX
440 SOUTH 8TH STREET
LINCOLN, NEBRASKA 68508
(402) 441-7410

Company Representative: Tammy Yergey
Telephone No.: 800-879-6353
FAX No.:785-842-3150
E-Mail Address:tyergey@kemiron.com

THE CITY/COUNTY'S SPECIFICATIONS AND THE CONTRACTOR'S ACCEPTED PROPOSAL AND PRICING SCHEDULES, NOW ON FILE IN THE OFFICE OF THE CITY CLERK AND/OR THE COUNTY CLERK, ARE ADOPTED BY REFERENCE AND ARE AS FULLY A PART OF THIS CONTRACT FOR THE ABOVE-NAMED COMMODITY AS IF REPEATED VERBATIM HEREIN.

Per Proposal & Contract Spec. No. 06-063

NO ACTION NEED BE TAKEN BY THE CONTRACTOR AT THIS TIME. ORDERS FOR MATERIAL WILL BE MADE AS NEEDED BY THE VARIOUS CITY/COUNTY DEPARTMENTS.

DEPARTMENTS REQUIRING CATALOGS AND/OR PRICING SCHEDULES SHALL NOTIFY THE CONTRACTOR DIRECTLY.

E.O. #075867
Dated:03/22/06

ACCEPTANCE OF BID TO CONTRACT FOR CITY OF LINCOLN, NEBRASKA

TO: City Department
Contractor

The City of Lincoln, Nebraska, hereinafter referred to as **City of Lincoln**, hereby accepts the proposal dated February 13, 2006 and submitted by Kemiron Companies, 3211 Clinton Pkwy. Ct., Lawrence, KS 66047, hereinafter referred to as **Contractor**, in response to **City of Lincoln Request for Bid/Quotation # 06-063** as evidenced by **Contractor's** signed and "Bid/Quotation Schedule" and accompanying documents attached hereto.

Therefore, the **City of Lincoln** and the **Contractor** hereby agree that the proposal response and Request for Bid/Quotation **# 06-063** constitutes a contractual agreement and the purpose for providing **Annual Requirements for Liquid Ferrous Chloride** to the **City of Lincoln** for the period April 1, 2006 through March 31, 2007 which shall be governed by all terms, conditions, and provisions of the specification/proposal and Request for Bid/Quotation **# 06-063** which are fully incorporated and made part of this agreement. OPTION TO RENEW: This contract may be extended for two (2) additional one (1) year periods, provided all terms and conditions remain in full force and effect except the contract period being extended.

ACCEPTED BY MAYOR

Signature Coleen J. Seng

Attest (City Clerk)



Date: Mar. 22, 2006

ACCEPTED BY CONTRACTOR

Signature

Name (Print)

Title

Date: 3/2/06

COMPANY NAME Kemiron Companies, Inc.

**PROPOSAL
SPECIFICATION NO. 06-063**

**BID OPENING TIME: 12:00 NOON
DATE: February 15, 2006**

The undersigned bidder, having full knowledge of the requirements of the City of Lincoln for the below listed items and the contract documents (which include Notice to Bidders, Instructions to Bidders, this Proposal, Specifications, Contract, and any and all addenda) and all other conditions of the Proposal, agrees to sell to the City the below listed items for the performance of this Specification, complete in every respect, in strict accordance with the contract documents at and for unit prices listed below.

ADDENDA RECEIPT: The receipt of addenda to the specifications numbers 5 through 10 are hereby acknowledged. Failure of any bidder to receive any addendum or interpretation of the specifications shall not relieve the bidder from obligations specified in the bid request. all addenda shall become part of the final contract document.

**THE ANNUAL REQUIREMENTS FOR:
LIQUID FERROUS CHLORIDE
(FeCl₂)**

BIDDING SCHEDULE

<u>ITEM</u>	<u>ITEM DESCRIPTION</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>TOTAL</u>
1.	Liquid Ferrous Chloride (FeCl ₂)	750,000 Gal.	\$ <u>0.489</u> per gallon	\$ <u>366,750.00</u>

BID SECURITY REQUIRED: Yes Amount:
No X

Special provisions for Commodity Term Contracts are included with the specification document. Bidders are urged to read the Special Provisions before completing the following sections of the Proposal.

Contract Extension Renewal is an option: Yes X No

TERM PRICE CLAUSE: BIDDER MUST STATE

- (a) Bid prices firm for the full contract period: Yes; or
(b) Bid prices subject to escalation/de-escalation: .
(c) If (b), state period for which prices will remain firm:
Through .

INTERLOCAL PURCHASING: The City/County desires to make available to other local government entities of the State of Nebraska, by mutual agreement with the successful bidder, and properly authorized inter-local purchasing agreements, the right to purchase the same services, at the prices quoted, for the period of this contract. Each bidder shall indicated on the Bid Form in the

space provided below if he/she will honor Political Subdivision orders in accordance with the contract terms and conditions, in addition to orders from City of Lincoln/Lancaster County.

 YES ✓ NO

If **AYES**, Contract supplier or suppliers may honor pricing and extend the contract to political subdivisions, cities and counties. Terms and conditions of the contract must be met by political subdivisions, cities and counties. Under no circumstances shall the City of Lincoln/Lancaster County be contractually obligated or liable for any purchases by these political sub-divisions, cities or counties.

COMPANY REPRESENTATIVE responsible for the administration of this Agreement:

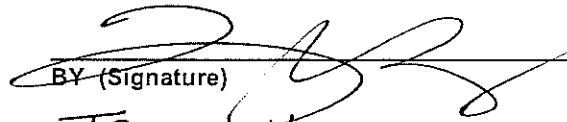
NAME: Tammy Vergey
TITLE: Inside Sales Mgr.
PHONE NO. (800) 879-6353

AFFIRMATIVE ACTION PROGRAM: Successful bidder will be required to comply with the provisions of the City's Affirmative Action Policy (Contract Compliance, Sec. 1.16). The Equal Opportunity Officer will determine compliance or non-compliance, upon a complete and substantial review of successful bidder's equal opportunity policies, procedures and practices.

The undersigned signatory for the bidder represents and warrants that he has full and complete authority to submit this proposal to the City, and to enter into a contract if this proposal is accepted.

**RETURN 2 COMPLETE COPIES OF PROPOSAL AND SUPPORTING MATERIAL.
MARK OUTSIDE OF BID ENVELOPE AS FOLLOWS:
SEALED BID FOR SPEC. 06-063**

Kemiron Companies, Inc
COMPANY NAME
3211 Clinton Pkwy Ct
STREET ADDRESS or P.O. BOX
Lawrence KS 66047
CITY, STATE ZIP CODE
(800) 879-6353 (785) 842-3150
TELEPHONE No. FAX No.
tvergey@kemiron.com
E-MAIL ADDRESS


BY (Signature)
Tammy Vergey
(Print Name)
Inside Sales Mgr.
(Title)
Feb 13, 2006
(Date)
2-3 days
ESTIMATED DELIVERY DAYS

Bids may be inspected in the Purchasing Division during normal business hours after tabulation and reviewed by a Purchasing Agent. Bid tabulations can be viewed on our website at: lincoln.ne.gov Keyword: Bid

The Intent to Award will be listed on the website when a recommendation is received from the Department.